

AF/1617  
P/1890-201

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Gary D. HODGEN

Serial No.: 09/313,628

Filed: May 18, 1999

For: CONTROL OF SELECTIVE ESTROGEN RECEPTOR MODULATORS

Asst. Commissioner for Patents

Washington, D.C. 20231

Date: February 28, 2001

Group Art Unit: 1617

Examiner: R. Trave

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38-01

PETITION AND FEE FOR AUTOMATIC EXTENSION OF TIME  
UNDER 37 CFR 1.17, 1.136(a) AND 35 USC 41(a)8

Sir:

Applicants hereby petition the Asst. Commissioner for Patents to extend the time for filing a response to the outstanding Office Action by THREE (3) months. Enclosed is our check No. 003560 which includes the amount of \$445.00 for the petition fee in accordance with 37 CFR 1.17 computed as:

☐ Response within first month  
☐ not small entity (\$110) ☐ small entity (\$55)

☐ Response within second month  
☐ not small entity (\$390) ☐ small entity (\$195)

☒ Response within third month  
☐ not small entity (\$890) ☒ small entity (\$445)

You are authorized to charge to our Deposit Account No. 15-0700 any additional amounts owing.

If this petition is inadequate to avoid abandonment, the Assistant Commissioner for Patents is petitioned, under 37 C.F.R. §1.136(a), to extend the time by the number of months which will avoid abandonment under 37 C.F.R. §1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

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I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Asst. Commissioner for Patents, Washington, D.C. 20231, on February 28, 2001:

01 FC:217  
Respectfully submitted,

445.00 0P

Edward A. Meilman

Name of applicant, assignee or  
Registered Representative  
SignatureFebruary 28, 2001  
Date of Signature

Edward A. Meilman

Registration No.: 24,735

OSTROLENK, FABER, GERB &amp; SOFFEN, LLP

1180 Avenue of the Americas

New York, New York 10036-8403

Telephone: (212) 382-0700